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18 UBER TECHNOLOGIES, INC.
and OTTOMOTTO LLC

19
20 UNITED STATES DISTRICT COURT
21 NORTHERN DISTRICT OF CALIFORNIA
22 SAN FRANCISCO DIVISION

23 WAYMO LLC,
24 v.
25 UBER TECHNOLOGIES, INC.,
26 OTTOMOTTO LLC; OTTO TRUCKING LLC,
27 Defendants.

28 Case No. 3:17-cv-00939-WHA

**DECLARATION OF MICHELLE
YANG IN SUPPORT OF
DEFENDANTS' ADMINISTRATIVE
MOTION TO FILE UNDER SEAL
JOINT RESPONSES TO COURT'S
QUESTIONS 3 AND 4 FOR
FURTHER HEARING ON MOTION
TO STRIKE ASSERTED TRADE
SECRET NUMBER 96**

1 I, Michelle Yang, declare as follows:

2 1. I am an attorney at the law firm of Morrison & Foerster LLP. I make this
 3 declaration based upon matters within my own personal knowledge and if called as a witness, I
 4 could and would competently testify to the matters set forth herein. I make this declaration in
 5 support of Defendants' Administrative Motion to File Under Seal Joint Responses to Court's
 6 Questions 3 and 4 for Further Hearing on Motion to Strike Asserted Trade Secret Number 96.

7 2. I have reviewed the following documents and confirmed that only the portions
 8 identified below merit sealing:

9 Document	10 Portions to Be Filed Under Seal	11 Designating Party
12 Joint Responses to Court's Questions 3 and 4 for Further Hearing on Motion to Strike ("Joint Responses")	13 Highlighted Portions	14 Plaintiff (green)
15 Exhibit A	16 Entirety	17 Plaintiff Defendants

18 3. The entirety of Exhibit A contains highly confidential information regarding the
 19 technical details of Uber's LiDAR systems. This highly confidential information is not publicly
 20 known, and its confidentiality is strictly maintained. I understand that disclosure of this
 21 information could allow competitors to obtain a competitive advantage over Uber by giving them
 22 details into the technical features of Uber's LiDAR sensors, such that Uber's competitive
 23 standing could be significantly harmed.

24 4. The green-highlighted portions of the Joint Responses and the entirety of Exhibit
 25 A contains information that has been designated "Highly Confidential – Attorneys' Eyes Only"
 26 by Waymo in accordance with the Patent Local Rule 2-2 Interim Model Protective Order
 27 ("Protective Order"), which the parties have agreed governs this case (Transcript of 3/16/2017
 28 Hearing, page 6). Defendants file this material under seal in accordance with Paragraph 14.4 of
 the Protective Order.

1 5. Defendants' request to seal is narrowly tailored to the portions of the Joint
2 Responses and its supporting papers that merit sealing.

3 I declare under penalty of perjury that the foregoing is true and correct. Executed this 5th
4 day of September, 2017 in Washington, D.C.

/s/ Michelle Yang

Michelle Yang

ATTESTATION OF E-FILED SIGNATURE

10 I, Arturo J. González, am the ECF User whose ID and password are being used to file this
11 Declaration. In compliance with General Order 45, X.B., I hereby attest that Michelle Yang has
12 concurred in this filing.

13 || Dated: September 5, 2017

/s/ Arturo J. González

ARTURO J. GONZÁLEZ